

12/13/02
3963 U.S. PTO

Attorney's Docket No. 0616-4127
10042765-121302

↑ AFFIX CUSTOMER NO. LABEL ABOVE ↑

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UTILITY APPLICATION AND FEE TRANSMITTAL §(1.53(b))

Commissioner for Patents
Washington, DC 20231

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s) names and addresses:

- (1) Stephen CASPERSON
23 Narrow Lane
Milford, Connecticut 06460
United States of America
- (2) Bryan Murphy
94 Hillside Lane
Monroe, Connecticut 06468
United State of America
- (3) Zubaida S. Khan
2175 Cutspring Road
Stratford, Connecticut
United States of America
- (4) Stanley Pohl
352 Grand Blvd.
Scarsdale, New York
United States of America

☐ Additional inventors are listed on a separate sheet

For: **TWO-PART HAIR DYE COMPOSITIONS CONTAINING POLYETHER POLYURETHANES
AND CONDITIONING AGENTS**

Enclosed Are:

- 1 page of cover
19 page(s) of specification
1 page(s) of Abstract
5 page(s) of claims
_____ sheets of ☐ Formal ☐ Informal drawings
2 page(s) of Declaration and Power of Attorney

- ☐ Unsigned
☐ Newly Executed
☒ Copy from prior application
☐ Deletion of inventors including Signed Statement under 37 C.F.R. §1.63(d)(2)

12/17/2002 AKELLEY 00000010 09665772

02 FC:1999

936.00 DP

RECEIVED

DEC 13 2002

OFFICE OF PETITIONS

3963 U.S. PTO
10/042765
12/13/02

Adjustment date: 01/22/2003 AKELLEY
12/17/2002 AKELLEY 00000010 09665772 -936.00 DP
02 FC:1999
01/22/2003 AKELLEY 00000012 10042765
01 FC:1001 740.00 DP
02 FC:1202 216.00 DP

- ☐ **REQUEST AND CERTIFICATION UNDER 35 U.S.C. §122(b)(2)(B)(i) (form PTO/SB/35)**
As indicated on the attached Request and Certification, Applicant(s) certify that the invention disclosed in the attached application HAS NOT and WILL NOT be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. Applicant(s) therefore request(s) that the attached application NOT be published under 35 U.S.C. §122(b).
- ☒ **Incorporation by Reference:**
- ☒ The entire disclosure of the prior application, from which a copy of the combined Declaration and Power of Attorney is supplied herein, is considered as being part of the disclosure of the accompanying application and is incorporated herein by reference.
- ☐ **Deletion of Inventors (37 C.F.R. §1.63(d) and §1.33(b))**
Signed statement attached deleting inventor(s) named in the prior application serial no. _____, filed _____.
- ☐ **Microfiche Computer Program (Appendix)**
- ☐ page(s) of Sequence Listing
- ☐ computer readable disk containing Sequence Listing
- ☐ Statement under 37 C.F.R. §1.821(f) that computer and paper copies of the Sequence Listing are the same
- ☒ **Assignment Papers (assignment cover sheet and assignment documents)**
- ☐ A check in the amount of \$40.00 for recording the Assignment
- ☐ Charge the Assignment Recordation Fee to Deposit Account No. 13-4503, Order No. 0616-4127.
- ☒ Assignment in parent applications Serial Nos. 09/665,772, and 09/008,209, recorded April 15, 2000, Reel/Frame 012813/0803.
- ☐ **Certification of chain of title pursuant to 37 C.F.R. §3.73(b)**
- ☐ **Priority is claimed under 35 U.S.C. §119 for:**
Application No(s). _____, filed _____, in _____ (country).
- ☐ **Certified Copy of Priority Document(s) [_____]**
- ☐ filed herewith
- ☐ filed in application Serial No. _____, filed _____.
- ☐ **English translation document(s) [_____]**
- ☐ filed herewith
- ☐ filed in application Serial No. _____, filed _____.
- ☐ **Priority is claimed under 35 U.S.C. §119(e) for:**
Provisional Application No. _____, filed _____.
- ☐ **Information Disclosure Statement**
- ☐ Copy of [_____] cited references
- ☐ PTO Form-1449
- ☐ References cited in parent application Serial No. _____, filed _____.

RECEIVED

DEC 13 2002

OFFICE OF PETITIONS

- ☐ Related Case Statement under 37 C.F.R. §1.98(a)(2)(iii)
- ☐ A copy of related pending U.S. Application(s) Serial No(s): _____, filed _____, respectively, is attached hereto.
- ☐ A copy of related pending U.S. Application(s) entitled, _____, filed _____ to inventor(s) _____, respectively, is attached hereto.
- ☐ A copy of each related application(s) was submitted in parent application serial no. _____, filed _____
- ☒ Petition To Revive Under 37 CFR § 1.137(b)
- ☒ Associate Power of Attorney
- ☒ Return receipt postcard (MPEP 503)
- ☒ This is a ☒ continuation ☐ divisional ☐ continuation-in-part of prior application serial no. 09/665,772, filed September 20, 2000, to which priority under 35 U.S.C. §120 is claimed, which in turn is a division of application Serial No. 09/008,209, filed on January 16, 1998, to which priority under 35 U.S.C. §120 is claimed.
- ☐ Cancel in this application original claims _____ of the parent application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
- ☐ A Preliminary Amendment is enclosed. (Claims added by this Amendment have been properly numbered consecutively beginning with the number following the highest numbered original claim in the prior application).
- ☐ The status of the parent application is as follows:
- ☐ A Petition for Extension of Time and a Fee therefor has been or is being filed in the parent application to extend the term for action in the parent application until _____.
- ☐ A copy of the Petition for Extension of Time in the co-pending parent application is attached.
- ☐ No Petition for Extension of Time and Fee therefor are necessary in the co-pending parent application.
- ☐ Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending has been granted a filing date, so as to make this application co-pending.
- ☐ Transfer the drawing(s) from the parent application to this application
- ☒ Amend the specification by inserting before the first line the sentence:
This is ☒ continuation ☐ divisional ☐ continuation-in-part of co-pending application Serial No. 09/665,772, filed September 20, 2000, which is a divisional application Serial No. 09/008,209, filed on January 16, 1998, now U.S. Patent No. 6,156,076.

RECEIVED

DEC 13 2002

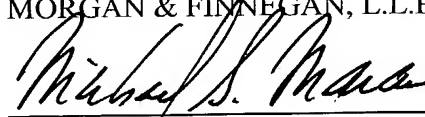
OFFICE OF PETITIONS

I. CALCULATION OF APPLICATION FEE				
	Number Filed	Number Extra	Rate	Basic Fee \$740.00/\$370.00
Total Claims	32- 20 =	12x	\$18.00/ \$9.00	\$216.00
Independent Claims	2 - 3 =	0x	\$84.00/ \$42.00	\$ 0.00
<input type="checkbox"/> Multiple Dependent Claims		If marked, add fee of \$280.00 (\$140.00)		\$ 0.00
TOTAL:				\$ 956.00

- ☐ Small entity status is or has been claimed. Reduced fees under 37 C.F.R. §1.9 (f) paid herewith \$_____.
- ☒ Two checks in the amount of **\$956.00** & **1,280.00** respectively in payment of the application filing fees and petition fees are attached.
- ☐ Charge fee to Deposit Account No. 13-4503, , Order No. 0616-4127. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application pursuant to 37 CFR §1.16, **including all extension of time fees pursuant to 37 C.F.R. § 1.17 for maintaining copendency** with the parent application, or credit any overpayment to Deposit Account No. 13-4503, Order No. 0616-4127. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

By:


Michael S. Marcus
Registration No. 31,727
(202) 857-7887 Telephone
(202) 857-7929 Facsimile

Dated: December 13, 2002

Correspondence Address:
MORGAN & FINNEGAN, L.L.P.
345 Park Avenue
New York, NY 10154-0053

RECEIVED
DEC 13 2002
OFFICE OF PETITIONS